

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION**

City of Beaufort, et al,	)	
	)	
Plaintiffs,	)	<b>No.: 2:18-cv-03326-RMG</b>
	)	<b>(Consolidated with 2:18-cv-3327-RMG)</b>
v.	)	
	)	<b>MOTION OF</b>
NATIONAL MARINE FISHERIES	)	<b>STATE OF SOUTH CAROLINA,</b>
SERVICE, CHRIS OLIVER, in his official	)	<b>EX REL</b>
capacity as the Assistant Administrator for	)	<b>ALAN WILSON,</b>
Fisheries, and WILBER ROSS, in his official	)	<b>ATTORNEY GENERAL</b>
capacity as the Secretary of	)	<b>FOR EXTENSION OF TIME TO</b>
Commerce,	)	<b>RESPOND TO PARTIAL MOTION TO</b>
	)	<b>DISMISS</b>
Defendants.	)	
	)	
and	)	
	)	
State of South Carolina, ex rel Alan Wilson,	)	
Attorney General,	)	
	)	
Intervenor	)	
	)	
	)	
South Carolina Coastal Conservation League,	)	
et al,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
Wilbur Ross, in his official capacity as the	)	
Secretary of Commerce; et al.,	)	
	)	
Defendants.	)	

The State ex rel Atty General Wilson (State) respectfully moves for this Court to extend the time of the deadline for it to respond to the Federal Defendants’ Partial Motion to Dismiss of the State’s Complaint in Intervention (Dkt. No. 259) including the Intervenor-Defendants Notice

of Joinder in the Federal Motion (Dkt. No. 264). In light of this Court's Text Order for a Status Report and responses thereto (Dkt. No. 266), the State requests an extension of time of ten days to May 16, 2019, so that it may review the Federal Defendants' Status Report before filing its opposition to the Federal Defendants' Partial Motion to Dismiss. The State's response to the Motion to Dismiss is currently due May 6, 2019. The State has not previously requested an extension of time to respond to the Motion to Dismiss. This extension would not affect other deadlines.

For the foregoing reasons, the State respectfully requests that this Court extend the time for it to file a response to the Partial Motion to Dismiss and Joinder until May 16, 2019.

Respectfully submitted,

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/s/ J. Emory Smith, Jr.  
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May 1, 2019

Counsel for the State ex rel Wilson

Local Civ. Rule 7.02 statement:

Counsel for the Federal Defendants and Intervenor Defendants do not oppose an extension to May 16, 2019. Based upon prior emails, undersigned counsel does not believe that counsel for the Coastal Plaintiffs and Intervenor Plaintiffs Maryland, et al object to such an extension. Undersigned counsel has not heard from counsel for the City of Beaufort Plaintiffs.

May 1, 2019

/s/ J. Emory Smith, Jr.  
J. EMORY SMITH, JR.  
Deputy Solicitor General